

**Amendment No. 7 to HB0118**

**Fitzhugh  
Signature of Sponsor**

**AMEND Senate Bill No. 142**

**House Bill No. 118\***

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-1351, is amended by deleting subdivision (n)(1) in its entirety and substituting instead the following:

(n)

(1) Except as provided in subdivision (n)(2), a permit issued pursuant to this section shall be good for four (4) years and shall entitle the permit holder to carry any handgun or handguns that the permit holder legally owns or possesses on any property or in any location unless the property or location is posted pursuant to the provisions of § 39-17-1359, or unless firearms on the premises are otherwise prohibited by federal law. The permit holder shall have the permit in the holder's immediate possession at all times when carrying a handgun and shall display the permit on demand of a law enforcement officer.

SECTION 2. Tennessee Code Annotated, Section 39-17-1359, is amended by designating the existing language of subdivision (a)(1) as (a)(1)(A) and by adding the following new (a)(1)(B):

(B) Whether property owned, operated, managed or under the control of an individual, corporation, business entity, or governmental entity is posted in accordance with this subsection shall be determined as follows:

(i) If the property is private property owned, operated, managed, or under the control of an individual, corporation, or business entity, by the person or

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group of people who own or are charged with the management and control of the property;

(ii) If the property is owned, operated, managed or under the control of a county or municipality, or instrumentality thereof and not subject to subdivisions (a)(1)(B)(iii) – (v), by the local legislative body;

(iii) If a public K-12 school building, school campus, grounds, recreation area, athletic field or any other such public K-12 school-related building is located on the property, by the appropriate board of education;

(iv) If the property is owned, operated, managed, or under the control of a public postsecondary educational institution, and there is located on such property a school building, school campus, other grounds, recreation area, athletic field or any other such building or area by the governing body of the institution;

(v) If any county or municipal public park, playground, or other building, facility, area, or property owned, used, or operated by any municipal or county government, or instrumentality thereof, for recreational purposes is located on the property, by the appropriate local legislative body;

(vi) If any state park, wildlife refuge, public hunting, or wildlife management area, used for conservation or recreational purposes is located on the property, by The Tennessee general assembly; and

(vii) If an office or other building owned, used, or operated by a governmental entity is located on the property and that property has not

otherwise been included in this subsection, the person or group charged with operation or control of the building.

SECTION 3. Tennessee Code Annotated, Section 39-17-1306(c), is amended by deleting subdivision (3)(A) and substituting instead the following:

(A) Is authorized to possess or carry a firearm pursuant to § 39-17-1351, and the courtroom or building has not been posted pursuant to § 39-17-1359;

SECTION 4. Tennessee Code Annotated, Section 39-17-1308(a)(2), is amended by deleting the subdivision and substituting instead the following:

(2) By a person authorized to possess or carry a firearm pursuant to § 39-17-1315 or § 39-17-1351 in a location that has not been posted pursuant to § 39-17-1359;

SECTION 5. Tennessee Code Annotated, Section 39-17-1309(e), is amended by adding the following language as a new, appropriately designated subdivision:

( ) Persons authorized to possess or carry a firearm pursuant to § 39-17-1351, provided the property on which the person is possessing or carrying has not been posted pursuant to § 39-17-1359;

SECTION 6. Tennessee Code Annotated, Section 39-17-1311(b)(1), is amended by adding the following language as a new, appropriately designated subdivision:

( ) Persons authorized to possess or carry a firearm pursuant to § 39-17-1351, provided the property on which the person is possessing or carrying has not been posted pursuant to § 39-17-1359;

SECTION 7. This act shall take effect July 1, 2013, the public welfare requiring it.